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**City of Rochester**

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John Campolioto
 Municipal Attorney

August 31, 2018

VIA FACSIMILE

Hon. Michael A. Telesca
 United States District Court Judge
 2720 U.S. Courthouse
 100 State Street, Rochester, NY 14614
 Fax No. (585) 613-4065

Re: *Simmons v. Ferrigno, City of Rochester, et al.*
Case No. 17-cv-6176

Dear Judge Telesca:

The criminal trial for the Plaintiff has been concluded and the Plaintiff availed himself to a 50-h hearing as promised. The Plaintiff served a supplemental Notice of Claim and amended his Complaint, which included additional claims and defendants. The City is conducting a second 50-h hearing noticed for October 2, 2018. I write with the consent of Plaintiff's counsel to request that the Defendants' time to answer or move in this matter be set for November 2, 2018.

In the interest of efficiency the parties ask that the Defendants' answering time be extended to November 2, 2018. A "so ordered" line is included below. Thank you Judge Telesca.

Respectfully Submitted,

/s/ John M. Campolioto

John M. Campolioto
 Municipal Attorney

xc: Charles Burkwit, Esq. (sent via electronic mail)

SO ORDERED:

5/ Michael A. Telesca
 Hon. Michael A. Telesca
 United States District Court Judge

Dated: 8/31, 2018